

# **EXHIBIT 2**

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

FRANK CARBONE, ANDREW CORZO,  
SAVANNAH ROSE EKLUND, SIA HENRY,  
ALEXANDER LEO, MICHAEL MAERLENDER,  
BRANDON PIYEVSKY, KARA SAFFRIN, and  
BRITTANY TATIANA WEAVER, individually and on  
behalf of all others similarly situated,

Plaintiffs,

v.

BROWN UNIVERSITY, CALIFORNIA INSTITUTE  
OF TECHNOLOGY, UNIVERSITY OF CHICAGO,  
THE TRUSTEES OF COLUMBIA UNIVERSITY IN  
THE CITY OF NEW YORK, CORNELL  
UNIVERSITY, TRUSTEES OF DARTMOUTH  
COLLEGE, DUKE UNIVERSITY, EMORY  
UNIVERSITY, GEORGETOWN UNIVERSITY, THE  
JOHNS HOPKINS UNIVERSITY, MASSACHUSETTS  
INSTITUTE OF TECHNOLOGY, NORTHWESTERN  
UNIVERSITY, UNIVERSITY OF NOTRE DAME DU  
LAC, THE TRUSTEES OF THE UNIVERSITY OF  
PENNSYLVANIA, WILLIAM MARSH RICE  
UNIVERSITY, VANDERBILT UNIVERSITY, and  
YALE UNIVERSITY,

Defendants.

Case No.: 1:22-cv-00125-MEK

**PLAINTIFFS' SECOND SET  
OF REQUESTS FOR  
PRODUCTION OF  
DOCUMENTS TO  
ALL DEFENDANTS**

PROPOUNDING PARTY: PLAINTIFFS

RESPONDING PARTY: ALL DEFENDANTS

SET NUMBER: TWO (2)

Pursuant to Rule 34 of the Federal Rules of Civil Procedure, Plaintiffs, individually and on behalf of all others similarly situated, request that Defendants Brown University (“Brown”), California Institute of Technology (“CalTech”), University of Chicago (“Chicago”), The Trustees of Columbia University in the City of New York (“Columbia”), Cornell University (“Cornell”), Trustees of Dartmouth College (“Dartmouth”), Duke University (“Duke”), Emory University (“Emory”), The Johns Hopkins University (“Johns Hopkins”), Georgetown University (“Georgetown”), Massachusetts Institute of Technology (“MIT”), Northwestern University (“Northwestern”), University of Notre Dame du Lac (“Notre Dame”), The Trustees of the University of Pennsylvania (“Penn”), William Marsh Rice University (“Rice”), Vanderbilt University (“Vanderbilt”), and Yale University (“Yale”) (collectively, “Defendants,” and as these Requests are directed to each such Defendant, “You” or “Your”) produce the Documents and things described below for inspection and copying at 99 Park Avenue, Suite 1910, New York, New York 10016, within thirty (30) days of service of these discovery requests, or at some mutually-agreeable date, location, and time, where facilities are available for inspection and copying, in accordance with the Definitions and Instructions below. These Requests are continuing in nature. Responsive information discovered subsequent to service of Your responses hereto shall be disclosed through supplemental responses within thirty (30) days of discovery of the information, pursuant to Rule 26(e) of the Federal Rules.

**DEFINITIONS, INSTRUCTIONS, AND RELEVANT TIME PERIOD**

The Definitions, Instructions, and Relevant Time Period for Plaintiffs’ Second Set of Requests for Production of Documents to All Defendants are identical to those in Plaintiffs’ First Set of Requests for Production of Documents to All Defendants served on Defendants on September 19, 2022, except for the following additional Definitions:

1. “Donor-related Admitted Applicant” is an Admitted Applicant whose family, or someone known to the Admissions Office as a friend of the Admitted Applicant, made Donation(s) to You cumulatively valued at \$50,000 or more during the five-year period prior to the admission of the Admitted Applicant.
2. “Legacy Admission” means a policy or practice, whether formal or informal, in which You grant preferences to relatives or relations of alumni or undergraduate or graduate programs.

### **DOCUMENT REQUESTS**

**Request for Production No. 1:** All Documents Concerning Your study, analysis, or discussion regarding any relationship between Your admission of Legacy Admissions and Your receipt of current or future Donations.

**Request for Production No. 2:** All Documents Concerning any scoring methodologies You have used in considering whether to admit Applicants, including but not limited to the principal factors that You have considered in Admissions; any numerical ranking or scoring system(s) used in connection with those factor(s); and any weight applied to any particular ranking or scoring of the Applicants or any particular factor.

**Request for Production No. 3:** For all Admitted Applicants, Documents reflecting for each Academic Year the scores assigned to each factor disclosed in response to Request No. 2 and the weight, if any, applied to that factor.

**Request for Production No. 4:** For each Donor-related Admitted Applicant, all letters of recommendation submitted to You by a Donor, or person who refers to the Donor or donation in the recommendation, on behalf of the Applicant.

**Request for Production No. 5:** Documents sufficient to show Your policies for destroying,

deleting, preserving, and otherwise maintaining Applicants' and Students' Admissions- and Financial Aid-related files, data, documents, and other records.

**Request for Production No. 6:** All Documents Concerning Your search for or hiring of admissions-office personnel whose duties include or included the management of prospective Donor-related Admitted Applicants, including but not limited to the University of Chicago's search for an Associate Director of Admissions whose duties included "[m]anag[ing] portfolio of prospective students that require special handling," as discussed in this posting: <https://www.google.com/search?q=university+of+chicago+employment+admissions&ie=UTF-8&oe=UTF-8&hl=en-us&client=safari&ibp=htl;jobs&sa=X&ved=2ahUKEwiCj4epx...>

**CLARIFICATION CONCERNING PLAINTIFFS' FIRST SET OF REQUESTS  
FOR PRODUCTION OF DOCUMENTS TO ALL DEFENDANTS**

Plaintiffs clarify the following Request for Production as follows:

Request for Production No. 7g, in relevant part, should read as follows: "all forms, and amounts of financial aid for each such form (also distinguishing need-based aid from Merit Aid), offered to the Applicant, including but not limited to federal aid, institutional aid, and work-study programs;"

Dated: November 7, 2022

/s/ Robert D. Gilbert

Robert D. Gilbert  
Elpidio Villarreal  
Alexis Marquez  
**GILBERT LITIGATORS &  
COUNSELORS, P.C.**  
11 Broadway, Suite 615  
New York, NY 10004  
Telephone: 646-448-5269  
rgilbert@gilbertlitigators.com  
pdivillarreal@gilbertlitigators.com  
amarquez@gilbertlitigators.com

/s/ Edward Normand

Devin (Velvel) Freedman  
Edward Normand  
Peter Bach-y-Rita  
**FREEDMAN NORMAND  
FRIEDLAND LLP**  
99 Park Avenue, 19th Floor  
New York, NY 10016  
Tel: (646) 350-0527  
vel@fnf.law  
tnormand@fnf.law  
pbachyrita@fnf.law

/s/ Eric L. Cramer

Eric L. Cramer  
Caitlin Coslett  
**BERGER MONTAGUE PC**  
1818 Market Street, Suite 3600  
Philadelphia, PA 19103  
Phone: (215) 875-3000  
ecramer@bm.net  
ccoslett@bm.net

Robert E. Litan  
Daniel J. Walker  
Hope Brinn  
**BERGER MONTAGUE PC**  
2001 Pennsylvania Avenue, NW  
Suite 300  
Washington, DC 20006  
Phone: (202) 559-9745  
rlitan@bm.net  
dwalker@bm.net  
hbrinn@bm.net